

MINUTES

1. CALL TO ORDER

Mayor Deasy called the meeting of the Flagstaff City Council held April 6, 2021, to order at 3:01 p.m.

NOTICE OF OPTION TO RECESS INTO EXECUTIVE SESSION

Pursuant to A.R.S. §38-431.02, notice is hereby given to the members of the City Council and to the general public that, at this regular meeting, the City Council may vote to go into executive session, which will not be open to the public, for legal advice and discussion with the City's attorneys for legal advice on any item listed on the following agenda, pursuant to A.R.S. §38-431.03(A)(3).

2. ROLL CALL

NOTE: One or more Councilmembers may be in attendance telephonically or by other technological means.

PRESENT:

ABSENT:

MAYOR DEASY (virtually)
VICE MAYOR DAGGETT (virtually)
COUNCILMEMBER ASLAN (virtually)
COUNCILMEMBER MCCARTHY (virtually)
COUNCILMEMBER SALAS (virtually)
COUNCILMEMBER SHIMONI (virtually)
COUNCILMEMBER SWEET (virtually)

Others present: City Manager Greg Clifton; City Attorney Sterling Solomon.

3. PLEDGE OF ALLEGIANCE AND MISSION STATEMENT

The Council and audience recited the pledge of allegiance and Councilmember Aslan read the Mission Statement of the City of Flagstaff.

MISSION STATEMENT

The mission of the City of Flagstaff is to protect and enhance the quality of life for all.

4. APPROVAL OF MINUTES FROM PREVIOUS MEETINGS

- A. **Consideration and Approval of Minutes:** City Council Regular Meeting of February 2, 2021; Work Session of February 9, 2021; Regular Meeting of March 2, 2021; Executive Session of March 9, 2021; and Executive Session of March 23, 2021.

Councilmember Salas requested a couple of changes in the February 9, 2021 and March 2, 2021 minutes.

Moved by Mayor Paul Deasy, **seconded by** Councilmember Jim McCarthy to approve the minutes of the City Council Regular Meeting of February 2, 2021; Work Session of February 9, 2021; Regular Meeting of March 2, 2021; Executive Session of March 9, 2021; and Executive Session of March 23, 2021 as amended.

Vote: 7 - 0 - Unanimously

5. PUBLIC PARTICIPATION

Public Participation enables the public to address the Council about an item that is not on the agenda. Comments relating to items that are on the agenda will be taken at the time that the item is discussed. If you wish to address the Council at tonight's meeting, please complete a comment card and submit it to the recording clerk as soon as possible. Your name will be called when it is your turn to speak. You may address the Council up to three times throughout the meeting, including comments made during Public Participation. Please limit your remarks to three minutes per item to allow everyone an opportunity to speak. At the discretion of the Chair, ten or more persons present at the meeting and wishing to speak may appoint a representative who may have no more than fifteen minutes to speak.

Water Resources Manager Erin Young addressed Council to recognize Arizona's Water Professionals Appreciation week and the efforts of Water Services staff.

Amiee Backas addressed Council to provide information on Arizona Coalition for Military Families Be Connected Program.

The following individuals addressed Council in regards to the Downtown Connection Center:

- Khara House
- Tracye Moore
- Marie Jones
- Michele James
- Sandra Lubarsky

The following comments were received:

- The Southside Neighborhood Plan includes strong support for civic space.
- The civic space is a community need that should not be delayed.
- Removing the civic space from the Downtown Connection Center plan is a contradiction of what was promised to the Southside in the community plan.
- Please explore alternative parking solutions for downtown but not at the expense of the civic space that has been promised and is desperately needed.
- Urge Council to support retaining the civic space in the final concept design.
- Well planned public space is important to strengthening neighborhoods.

Written comments in support of maintaining civic space in the Downtown Connection Center

plans were submitted by the following:

- Ricardo Guthrie
- Gerald Wood
- Nash Tirakul

6. PROCLAMATIONS AND RECOGNITIONS

A. Proclamation: National Service Recognition Day

The Mayor read the National Service Recognition Day Proclamation.

B. Proclamation: Sexual Assault Awareness Day

The Mayor read the Sexual Assault Awareness Day Proclamation.

7. APPOINTMENTS

Pursuant to A.R.S. §38-431.02, notice is hereby given to the members of the City Council and to the general public that the City Council may vote to go into executive session, which will not be open to the public, for the purpose of discussing or considering employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee, or employee of any public body...., pursuant to A.R.S. §38-431.03(A)(1).

A. Consideration of Appointments: Open Spaces Commission.

Moved by Councilmember Adam Shimoni, **seconded by** Mayor Paul Deasy to appoint Wm. Michael Wilson to a term expiring April 2024.

Vote: 7 - 0 - Unanimously

8. LIQUOR LICENSE PUBLIC HEARINGS

A. Consideration and Action on Liquor License Application: Amy S. Nations, "Hampton Inn & Suites", 990 N. Country Club Drive, Series 07 (Beer and Wine Bar), New Application.

Mayor Deasy opened the public hearing.

Police Sergeant Ryan Turley introduced the application.

Amy Nations, on behalf of Hampton Inn & Suites, stated that the Series 7 license was obtained through lottery and will allow the hotel to sell to go within their hotel rooms.

There being no public comment, Mayor Deasy closed the public hearing.

Moved by Councilmember Regina Salas, **seconded by** Councilmember Adam Shimoni to forward the application to the State with a recommendation of approval.

Vote: 7 - 0 - Unanimously

9. CONSENT ITEMS

All matters under Consent Agenda are considered by the City Council to be routine and will be enacted by one motion approving the recommendations listed on the agenda. Unless otherwise indicated, expenditures approved by Council are budgeted items.

Vice Mayor Daggett asked to pull Item 9E. Following discussion on item 9E, a motion to approve the Consent Agenda was made.

Moved by Vice Mayor Becky Daggett, **seconded by** Mayor Paul Deasy to approve the Consent Agenda as presented.

Vote: 7 - 0 - Unanimously

- A. Consideration and Approval of Contract:** Multiple Job Order Contracting Services Contracts for upcoming projects at Pulliam Airport under \$1,000,000.00 that are Federal Aviation Administration (FAA) CARES Act funded.
1. Approve award of Job Order Contracting Services Contracts to six contractors representing two discipline areas.
 - Horizontal Construction: Combs Construction Company, Inc., Fann Contracting, Inc., J. Banicki Construction, Inc.
 - Vertical Construction: FCI Constructors, Inc., Loven Contracting, Inc., Wespac Construction, Inc.
 2. Authorize the City Manager to execute the necessary documents.
- B. Consideration and Approval of Contract:** With Advanced Chemical Transport, Inc., d/b/a ACTenviro, for Hazardous Waste Removal and Disposition in an amount not to exceed \$200,000.00.
1. Approve the Contract with Advanced Chemical Transport Inc., d/b/a ACTenviro, on a time and materials basis for an amount not to exceed \$200,000.00; and
 2. Authorize City Manager to execute the necessary documents.
- C. Consideration and Approval of Cooperative Purchase Contract:** Purchase of two (2) 2021 Chevrolet Silverado 1500 4WD Double Cab 147" work trucks from Courtesy Chevrolet in the amount of \$60,161.50.
1. Approve the equipment purchase of two 2022 Chevrolet Silverado 1500 4WD Double Cab 147" work trucks from Courtesy Chevrolet through a State of Arizona cooperative purchasing contract #ADSP017-166120 in the amount of \$60,161.50; and
 2. Authorize the City Manager to execute the necessary documents.
- D. Consideration and Approval of Contract:** Purchase Itron Encoder Receiver Transmitters (ERT) Endpoints and related parts and supplies from Mountain States Pipe and Supply, Co. through a Sole Source purchase contract in the amount not to exceed \$200,000.
1. Approve the sole source purchase contract with Mountain States Pipe and Supply, Co. to purchase Itron Encoder Receiver Transmitters (ERTs) and any related parts not to exceed \$200,000; and
 2. Authorize the City Manager to execute the necessary documents.

- E. Consideration and Approval of Grant Agreement:** Acceptance of the Governor's Office of Highway Safety Proposition 207 Grant Award for Equipment.

Approve the application to the Flagstaff Police Department from the Governor's Office of Highway Safety for grant funds in the amount of \$94,216.70. There is no city match of funds required.

Vice Mayor Daggett asked if the equipment would be purchased if the grant was not available.

Police Lieutenant Collin Seay stated that the equipment is needed and would be requested if not funded through the grant. Vice Mayor Daggett asked what the plan is when the equipment needs to be replaced. Police Chief Dan Musselman explained that the vehicles go through the Fleet Committee, but the department has been very successful with grant funding to replace vehicles and much of the specialized equipment.

- F. Consideration and Approval:** Surface Transportation Reauthorization Project Authorization Request

Approve the project request letter seeking authorization for the Lone Tree Corridor project within the upcoming surface transportation reauthorization legislation.

10. ROUTINE ITEMS

- A. Consideration and Approval of Off-Track Wagering Facility Permit:** J&J Equine Enterprises, LLC, dba Arizona Downs, located at Dirty Birdies Sports Bar & Grill, 2285 E. Butler Avenue.

Police Sergeant Ryan Turley provided a brief introduction of application.

Moved by Mayor Paul Deasy, **seconded by** Councilmember Adam Shimoni to approve the New Off-Track Wagering Permit for J&J Equine Enterprises, LLC, dba Arizona Downs.

Vote: 7 - 0 - Unanimously

- B. Consideration and Approval of Contract:** Cooperative Purchase Contract with Governmentjobs.com, Inc., a California Corporation, DBA NEOGOV to provide three software modules. 1. Insight/Online Hiring Center provides a comprehensive employment application and recruitment process technology solution; 2. NEOGOV PERFORM provides a comprehensive employee performance evaluation technology solution, and 3. NEOGOV LEARN provides a comprehensive online training and development technology solution. The contract has a maximum total cost not to exceed \$236,125.

Human Resources Director Jeanie Gallagher provided a brief description of the NEOGOV platform. The City has been using one of the modules offered by NEOGOV and the cooperative contract will allow for premium pricing to obtain and utilize the other programs within the software.

Moved by Councilmember Jim McCarthy, **seconded by** Mayor Paul Deasy to approve the Cooperative Purchase Contract for NEOGOV Human Resource software package with Governmentjobs.com, Inc., DBA NEOGOV for a fee not to exceed an amount of \$236,125 utilizing a cooperative contract through the Pascua Yaqui Tribe Tucson, Arizona and authorize the City Manager to execute the necessary documents.

Vote: 7 - 0 - Unanimously

C. Consideration and Possible Adoption: City Council Rules of Procedure

City Clerk Stacy Saltzburg presented the City Council Rules of Procedure and clarified an omission in the draft document from last week.

Councilmember Salas requested that Rule 11.07 be modified to include tribal delegations. Council discussed and agreed to the following language:

11.07 Meetings with State, Federal, and Tribal Delegation and Lobbying Trips

At least two members of Council must be in attendance at any meetings with State, Federal, or Tribal representatives where any city, state, federal, or tribal business is discussed. When the City Council participates in state or federal lobbying trips, the Mayor, or Councilmember designee, will accompany two other councilmembers and optionally staff on each trip. The councilmembers chosen to attend will be determined by an established rotation to ensure equal opportunity to participate and represent the City in this capacity. The Council reserves the right to select a councilmember outside the rotation by a three-fourth (super-majority) vote of the Council.

Moved by Councilmember Jim McCarthy, **seconded by** Councilmember Miranda Sweet to approve the City Council Rules of Procedure dated April 6, 2021 as amended.

Vote: 7 - 0 - Unanimously

D. Consideration and Approval: Section 8 Security Deposit Assistance Program - a loan program to assist voucher holders to overcome the barrier of high-security deposits.

Housing Director Sarah Darr provided a PowerPoint presentation that covered the following:

SECTION 8 DEPOSIT ASSISTANCE PROGRAM (SDAP)
 REMINDER OF HOW VOUCHER PROGRAMS WORK
 OVERVIEW OF SDAP
 MORE ON THE "WHY"
 FUNDING DETAILS
 AREA MEDIAN INCOME – AMI
 SDAP DETAILS
 ELIGIBILITY
 PUBLIC COMMENT
 REQUESTED ACTION

Councilmember Salas asked how many households will benefit per year. Ms. Darr stated that they estimate 50 to 65 households per year.

Councilmember Salas asked if it would be helpful for additional funds be allocated. Ms. Darr stated that it is possible that it could help but that the fund revolves on such a short time frame that there is a hope to not need additional funding.

Vice Mayor Daggett asked if there is an alternative collection plan rather than preventing a person from participating in the future. Ms. Darr explained that federal regulations dictate that if anyone owes a housing authority money, they are prevented from renting from any other housing authority in the United States until it is paid back. She indicated that there are not many who owe money and because the repayment terms are such a short time frame they believe that non-payment will be a rare occurrence.

Moved by Mayor Paul Deasy, **seconded by** Councilmember Jim McCarthy to approve Section 8 Security Deposit Assistance Program and authorize staff to make non-substantive administrative amendments as necessary.

Vote: 7 - 0 - Unanimously

11. PUBLIC HEARING ITEMS

- A. Consideration and Adoption of Ordinance No. 2021-06:** An Ordinance of the City Council of the City of Flagstaff, amending the Flagstaff Zoning Map to rezone approximately 11 acres of real property generally located at 151 West High Country Trail, APNs 112-05-001W and 112-05-011 from the Estate Residential (ER) zone to the Medium Density Residential (MR) zone with conditions, providing for severability, authority for clerical corrections, and establishing an effective date.

Mayor Deasy opened the public hearing.

Planning Development Manager Alexandra Pucciarelli provided a PowerPoint presentation that covered the following:

AURA FLAGSTAFF DIRECT TO ORDINANCE ZONING MAP AMENDMENT
 AREA CONTEXT MAP
 PROJECT AREA
 PROPOSED DENSITY
 INCENTIVES
 AFFORDABLE HOUSING INCENTIVES
 RESIDENTIAL SUSTAINABLE BUILDING INCENTIVES
 SITE LAYOUT
 SITE DESIGN
 RESOURCE PROTECTION OVERLAY
 COMMON OPEN SPACE & CIVIC SPACE
 DEVELOPMENT AGREEMENT
 FINDINGS
 FINDING #1: CONFORMANCE WITH THE GENERAL PLAN
 FINDING #2: COMMUNITY BENEFIT AND PUBLIC GOOD
 FINDING #3: SITE IS PHYSICALLY SUITABLE
 RECOMMENDATION

Jason Morris, on behalf of the developer continued the presentation.

AURA FLAGSTAFF
 PROJECT OVERVIEW
 SUMMARY OF CHANGES
 ORIGINAL SITE PLAN & NEW SITE PLAN
 COMMUNITY BENEFITS
 BY THE NUMBERS

SUMMARY

Councilmember Aslan asked about the tree resource protection and if there is a chance that the property owners could open the space north of High Country Trail to the public.

Mr. Morris explained that the development is abiding by the requirements of the code with regard to tree resources; the parcel is separated by High Country Trail and most of the resource protection comes from the northern two acres of the parcel. With regard to public access to the northern two acres, the Auza family who abuts the northern part of the parcel, has asked to maintain private access of the area.

Councilmember Aslan expressed concern that the area will be closed to the public even though it is being used to calculate the overall density of the project.

Councilmember Shimoni indicated that there is one charging unit planned for electric vehicles with infrastructure to add two others; he asked why the three could not be all built out. Mr. Morris indicated that the intent was to attempt to meet the current demand and try to prepare for additional demand without having to disturb the overall parking lot in the future.

Councilmember Sweet asked if they would reconsider installing solar after the project is complete. Mr. Morris explained that solar is being installed where and as often as possible. Todd Gossling, with Trinsic Residential, added that solar has been explored but the project does not have a building that lends itself to a large array and therefore it is broken up into eight smaller buildings. Unfortunately, there is not enough south facing roof area to generate enough solar to make it viable. Councilmember Sweet indicated that she would appreciate a continuation of research to bring in more solar to the project.

Councilmember Salas asked if there is a policy in place to discourage short-term rentals within the development. Mr. Morris stated that the lease terms are at least one year and they will not permit short-term or executive rentals.

The following individuals spoke in favor of the rezone:

- Tyler Denham
- Christy Zeller
- Deb Harris

The following comments were received:

- City staff found that the development is in line with the Regional Plan.
- Denying developments that align with the Regional Plan is not a good idea.
- Businesses will not invest in Flagstaff if decisions are unpredictable and inconsistent.
- This development brings 20 units of subsidized housing and 140 units of desperately needed housing.
- Keep in mind those who are not able to attend and speak in favor of this project.
- The location is couched by other apartment complexes and is appropriate for the area.
- The development is on a vacant infill parcel within walking distance of two bus routes which will help meet Flagstaff's transit goals.
- This is a great location for housing.
- Council has advocated for affordable housing and this will contribute 32 affordable units.
- Do not succumb to the NIMBYism attitude.
- Please approve the rezone.
- The rezone will allow for affordable and workforce housing which is something that is needed in the community.
- Do not relegate people to certain areas based on their income or employment status.

The following individuals spoke in opposition of the rezone:

- Nathan Jones
- Rae Jones
- Phil Goldblatt

The following comments were received:

- A recent survey of the Ponderosa Trails residents showed nearly 90% were in opposition to the development.
- This is not a medium density residential development, it will look like high density right next to single family residential.
- The developer should not be able to claim the two northern acres in their density calculation when no one will have access.
- While this is not direct student housing, it will draw in students and turn into a student housing development.
- Planning and Zoning Commission recommended denial of the rezone.
- No one wants a high-density project in their backyard.
- With the 62% density bonus with housing and sustainability, really puts the feeling of high density.
- There are so many new apartment complexes that are being built. The Uncommon, Milltown, and Trailside; I question the need for an additional apartment complex.
- This development will increase traffic in the area and at the intersection that is already heavily used.
- Please deny the rezone.
- The development is de-facto high density.
- The community character fails to be maintained.
- The development is in violation of the Zoning Code.

A written comment in favor of the rezone was submitted by Enoque Júnior.

Written comments in opposition of the rezone were submitted by:

- Uri and Megan Farkas
- Sean and Sheila Duffy

Mayor Deasy closed the public hearing.

Councilmember McCarthy expressed concern about the private use of the northern two acres by an adjacent landowner. He stated that there is a real need for more housing, especially one and two bedrooms. He wants a project that is reasonable for the area, and meets the zoning code and the regional plan.

Councilmember Aslan stated that the proposed area is an appropriate space for the development. He expressed appreciation for the project being all electric, the addition of the pickleball courts, the FUTS connection, and affordable units included in the application. He does not believe that changing the zoning to medium residential changes the community character; he is concerned with how the density is being calculated and the resulting feel of high density. He stated that he agrees with the Planning and Zoning Commission recommendation unless the developer agrees to remove the two acres or opens it up to the public.

Councilmember Shimoni noted that the parcel has history with the developer coming before the Council before and after being denied the rezoning at that time they made a strong effort to bring something back that will work. The project will bring in much needed housing. He expressed frustration about the discussions about infill and density when it relates to

sustainability but every time a development comes forward it is a struggle to make a decision. He is supportive of the rezone.

Vice Mayor Daggett asked if there was a perspective for why the Planning and Zoning Commission voted to deny the rezone. Ms. Pucciarelli stated that the biggest concern from the Commission seemed to be the perceived density with the inclusion of the bonus units. There was also concern about the restraints of the site with part of it being north of the road.

Councilmember Sweet acknowledged the concerns that are coming from the community. She stated that there is a housing crisis and all types of housing are needed in the community. The project provides housing and it gets the city one step closer to finding homes for community members.

Vice Mayor Daggett also acknowledged that she is hearing the comments from nearby residents but stated that it is also important to remember that the Council represents all residents of Flagstaff, including those who are struggling to find stable housing. Affordable housing needs to be placed throughout the community which is another reason she supports the development.

Mayor Deasy stated that his concern is that the renters will be paying the property taxes on the portion of the parcel to the north without the benefit of being able to access the property.

Councilmember McCarthy stated that he believes that the property north of the street should be split with the northern half preserved for the homestead and the southern half be used for the development. It would be a loss of only six units which is minor. If the homestead wants to maintain full control then it would be a reduction of 22 units.

Moved by Councilmember Jim McCarthy, **seconded by** Councilmember Austin Aslan to read Ordinance No. 2021-06 by title only for the first time with the following amendment:

A line shall be created thru the two-acre parcel north of the road that is parallel to the northern edge of the parcel. The line shall be located such that the area within the two-acre segment that is north of the line is one acre. The area within the parcel that is north of the line shall become a new parcel and shall remain ER zoning.

A new fence shall be put on the line. The area south of the line shall be unfenced on all sides and shall be available to the apartment residents of the subject project, for passive recreation. It would have legal restrictions like in the current draft development plan, i.e., it would not be developed, trees would remain, etc.

The area south of the line would be in the proposed new parcel, i.e., the apartment parcel to be zoned MR. The apartment parcel would then be approximately 10 acres. The number of units allowed would be as determined by this reduced area and the zoning code rules, including applicable bonuses (approximately 169 times 10/11 = 154). (The project would be reduced by approximately six units.) The reduction with respect to the existing site plan shall be accomplished by reductions of some of the three-story buildings to two-story building. With the exception of this height reduction, the site plan would stay as it is currently presented.

At their discretion, the developer/landowner may move the line farther from the north edge of the parcel, while still maintaining the line parallel to the north edge, and only including land in the two-acre parcel. The line could be moved farther south, up to and including such that it would include the whole two acres. The location of the line would define how much is kept

ER for the property to the north, and how much is allocated to the new project. (If it were all kept ER, then the unit count would be approximately $169 \times \frac{9}{11} = 138$, a reduction of 22 approximately units.)

Vice Mayor Daggett asked if the parcel was not separated by the road, would the developer be able to fence off a portion and restrict access. Ms. Pucciarelli stated that there is no requirement in the zoning code that would prohibit a landowner from fencing and limiting access. If the area was included as part of the open space requirements, then it should be accessible, but the two acres are not part of that open space requirement.

Vice Mayor Shimoni asked Mr. Morris to speak to the proposal from Councilmember McCarthy and how it could impact the project. Mr. Morris stated that the existing plan of 140 standard units is at the cusp of being unfeasible so losing any units at this point threatens the viability of the project. The property to the north provides the density to support the multi-family and provide the public benefit of affordable units. It is possible that access could be provided to 1.45 acres as long as the tree resources continue, and the MR zoning be provided. They have to maintain 160 units in order for the project to move forward.

Councilmember Salas asked if short term rentals could be prohibited within the development. Mr. Morris stated that they are committed to that position and can include that provision in the development agreement if desired.

Councilmember Aslan expressed concern that the change in access to the northern property does not address the perceived density.

Councilmember McCarthy withdrew his motion.

Moved by Councilmember Jim McCarthy, **seconded by** Mayor Paul Deasy to read Ordinance No. 2021-06 by title only for the first time with the following amendment:

A line shall be created thru the two-acre parcel north of the road that is parallel to the northern edge of the parcel. The line shall be located such that the area within the two-acre segment that is south of the line is 1.45 acres. The area within the parcel that is north of the line shall remain ER zoning.

A new fence shall be put on the line. The area south of the line shall be unfenced on all sides and shall be available to the apartment residents of the subject project, for pedestrian-only passive recreation. It would have legal restrictions like in the current draft development plan, i.e., it would not be developed, trees would remain, etc.

The area south of the line would be in the proposed new parcel, i.e., the apartment parcel to be zoned MR. The number of units allowed would be as determined by this reduced area and the zoning code rules, including applicable bonuses. The reduction with respect to the existing site plan, if any, shall be accomplished by reductions of some of the three-story buildings to two-story building. With the exception of this height reduction, the site plan would stay as it is currently presented.

Councilmember Shimoni noted that he is not supportive of the amendment. Mr. Morris stated that he is concerned that he does not want to inadvertently create a situation where they cannot achieve the 160 units.

Councilmember Aslan stated that he would like to see a map presented to show where the lines will be drawn. Mayor Deasy and Councilmember Salas agreed stating that he would like

to see the proposal in written form with a corresponding map.

It was suggested that it might be better if things were postponed for two weeks.

Councilmember McCarthy withdrew his motion.

Moved by Councilmember Jim McCarthy, **seconded by** Mayor Paul Deasy to postpone the first read for 2 weeks from tonight and in the meantime staff will refine the wording provide maps and related information.

Vote: 7 - 0 - Unanimously

A break was held 6:51 p.m. through 7:06 p.m.

12. REGULAR AGENDA

- A. **Consideration and Adoption of Ordinance No. 2021-08 and Resolution No. 2021-13:** An ordinance amending the interceptors types, capacity, location, and maintenance for the regulation of fats, oils, and grease coming into Flagstaff's water reclamation plants; and a resolution adopting the Fats, Oil, and Grease Manual.

Regulatory Compliance Section Manager Steve Camp stated that he and Industrial Pretreatment Supervisor Jolene Montoya presented on this and the following three items a couple of weeks ago and they are available for questions.

Moved by Mayor Paul Deasy, **seconded by** Councilmember Adam Shimoni to read Ordinance No. 2021-08 by title only for the first time.

Vote: 7 - 0 - Unanimously

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, ARIZONA, AMENDING FLAGSTAFF CITY CODE TITLE 7, HEALTH AND SANITATION, CHAPTER 7-02, WASTEWATER REGULATIONS BY REPLACING SECTION 7-02-0001-0014 WITH NEW LANGUAGE REGULATING INTERCEPTORS; TYPES, CAPACITY, LOCATION, AND MAINTENANCE; ESTABLISHING SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

Moved by Mayor Paul Deasy, **seconded by** Councilmember Adam Shimoni to read Resolution No. 2021-13 by title only for the first time.

Vote: 7 - 0 - Unanimously

A RESOLUTION OF THE FLAGSTAFF CITY COUNCIL, ADOPTING THE CITY OF FLAGSTAFF'S WATER SERVICES DIVISION FATS, OILS AND GREASE DISCHARGE CONTROL MANUAL

- B. Consideration and Adoption of Ordinance No. 2021-07:** An ordinance amending Flagstaff City Code Section 7-02-001-0042 regulating scavenger waste, grease haulers and scavenger waste permits.

Moved by Mayor Paul Deasy, **seconded by** Councilmember Miranda Sweet to read Ordinance No. 2021-07 by title only for the first time.

Vote: 7 - 0 - Unanimously

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, ARIZONA, AMENDING FLAGSTAFF CITY CODE TITLE 7, HEALTH AND SANITATION, CHAPTER 7-02, WASTEWATER REGULATIONS BY REPLACING SECTION 7-02-0001-0042 WITH NEW LANGUAGE REGULATING SCAVENGER WASTE AND GREASE HAULERS, AND ADDING SECTION 7-02-0001-0042.1 WITH NEW LANGUAGE REGULATING SCAVENGER WASTE DISCHARGE PERMITS; ESTABLISHING SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

- C. Consideration and Adoption of Ordinance No. 2021-10 and Resolution No. 2021-14:** An ordinance amending multiple portions Chapter 7-02 with respect to local limits for significant industrial users of the water reclamation system, and a resolution amending the Enforcement Response Plan.

Moved by Mayor Paul Deasy, **seconded by** Vice Mayor Becky Daggett to read Ordinance No. 2021-10 by title only for the first time.

Vote: 7 - 0 - Unanimously

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, AMENDING FLAGSTAFF CITY CODE TITLE 7, HEALTH AND SANITATION, CHAPTER 7-02, WASTEWATER REGULATIONS BY AMENDING 7-02-001-0002 DEFINITIONS; 7-02-001-0007 PROHIBITED SUBSTANCES; 7-02-001-0008 STANDARDS FOR DISCHARGE; 7-02-001-0010 INDUSTRIAL SELF-MONITORING; 7-02-001-0011 REPORTING REQUIREMENTS; 7-02-001-0016 INSPECTIONS AND MONITORING; 7-02-001-0018 PUBLIC NOTIFICATION, DEFINITION OF SIGNIFICANT VIOLATION; 7-02-001-0049 PERMITS REQUIRED FOR INDUSTRIAL USERS; 7-02-001-0050 INDUSTRIAL USER PERMITS; PROVIDING FOR SEVERABILITY, AUTHORITY FOR CLERICAL CORRECTIONS, AND ESTABLISHING AN EFFECTIVE DATE

Moved by Mayor Paul Deasy, **seconded by** Councilmember Jim McCarthy to read Resolution No. 2021-14 by title only for the first time.

Vote: 7 - 0 - Unanimously

A RESOLUTION OF THE FLAGSTAFF CITY COUNCIL, ADOPTING THE CITY OF FLAGSTAFF'S WATER SERVICES DIVISION ENFORCEMENT RESPONSE PLAN

- D. Consideration and Adoption of Ordinance No. 2021-09:** An ordinance amending Section 7-03-001-0015 related to City Water Systems Cross Connection Control

Moved by Mayor Paul Deasy, **seconded by** Councilmember Miranda Sweet to read Ordinance No. 2021-09 by title only for the first time.

Vote: 7 - 0 - Unanimously

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, AMENDING FLAGSTAFF CITY CODE TITLE 7, HEALTH AND SANITATION, CHAPTER 7-03, CITY WATER SYSTEM REGULATIONS BY AMENDING THE LANGUAGE IN SECTION 7-03-001-0015, CROSS CONNECTION CONTROL; PROVIDING FOR SEVERABILITY, AUTHORITY FOR CLERICAL CORRECTIONS, AND ESTABLISHING AN EFFECTIVE DATE

- E. Consideration and Adoption of Ordinance No. 2021-11:** An Ordinance of the City of Flagstaff amending easements on McMillan Mesa with Arizona Public Service Company (APS) and US West Wireless LLC, and approving an agreement for remediation services with APS, with conditions, providing for severability, authority for clerical corrections, and establishing an effective date; and **Consideration and Approval of Land Restoration Agreement** with APS for restoration of lands affected by easement boundary changes.

Real Estate Manager Bryce Doty provided a PowerPoint presentation that covered the following:

APS EASEMENT AMENDMENT
VICINITY MAP
EXISTING EASEMENTS
VICINITY MAP
EASEMENT AMENDMENT
APPROXIMATE GATE LOCATION

Councilmember Aslan thanked staff, leadership, and the Open Space Commission for conducting such a transparent process.

Moved by Councilmember Austin Aslan, **seconded by** Councilmember Jim McCarthy to read Ordinance No. 2021-11 by title only for the first time.

Vote: 7 - 0 - Unanimously

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, APPROVING AMENDED EASEMENTS ON MCMILLAN MESA WITH ARIZONA PUBLIC SERVICE COMPANY (APS) AND US WEST WIRELESS LLC, APS, WITH CONDITIONS; PROVIDING FOR DELEGATION OF AUTHORITY, SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE

13. COUNCIL LIAISON REPORTS

Councilmember Salas reported that the MetroPlan Board will be meeting for a strategic advance tomorrow.

Councilmember Shimoni stated that there will be a few proposals submitted coming to Council concerning alternative response models. He also reported that there is a Transportation Commission meeting tomorrow and the Indigenous Commission is meeting on Thursday.

Councilmember Aslan reported that Council was involved in a video shoot yesterday for NAU Gives Day and he looks forward to seeing how it turned out. He reported that he is looking forward to the MetroPlan strategic advance meeting tomorrow as well as a couple of upcoming meetings regarding the Rio de Flag.

14. FUTURE AGENDA ITEM REQUESTS

After discussion and upon agreement by three members of the Council, an item will be moved to a regularly-scheduled Council meeting.

- A. Future Agenda Item Request (F.A.I.R.):** A request by Councilmember Salas to place on a future agenda a discussion about strengthening existing City programs related to business services by creating a Business One-Stop Shop (BOSS) including, but not limited to, a Business One-Stop Shop (BOSS) online portal and a Business One-Stop Shop (BOSS) service desk at the City Hall for business resources and services from start-ups to business expansions.

Councilmember Salas stated that she would like to see the city strengthen existing programs related to businesses services. She would like to have a BOSS online portal implemented to help businesses and citizens find the rules, regulations, and codes associated with starting up a small business. She would also like to see the portal help with processing business license applications along with any other necessary documents.

There were at least three members of Council in support of moving the item forward for a future discussion.

- B. Future Agenda Item Request (F.A.I.R.):** A request by Councilmember Salas to place on a future agenda a discussion about bolstering economic development by creating and funding a robust Workforce Development Program to expand and strengthen current workforce development efforts by the City

Councilmember Salas stated that a workforce development program will encompass cradle to career training for the current and future workforce. It is not intended to duplicate existing efforts by community partners but to create synergy for creating public private partnerships.

There were at least three members of Council in support of moving the item forward for a future discussion.

15. CITY MANAGER REPORT**A. City Manager Report**

Deputy City Manager Shannon Anderson reviewed the employees celebrating their work anniversaries. She also highlighted Fire Captain Kevin Wilson who recently retired. Mr. Clifton thanked the Champions of Flagstaff for their work in pulling the recognitions together for the report.

Mr. Clifton provided a brief recap of his report.

16. INFORMATIONAL ITEMS AND REPORTS FROM COUNCIL AND STAFF, FUTURE AGENDA ITEM REQUESTS

Vice Mayor Daggett announced that it is Arizona Gives day and encouraged people to support Flagstaff non-profits. She also reported that the NAU Center for Service and

Volunteerism is taking nominations for various awards around the community.

Councilmember McCarthy stated that he would like to have a discussion about the Downtown Connection Center and revisit the conversation about the use of the parking area. Mr. Clifton stated that he will report back to Council on options in a few weeks.

Councilmember Salas reported that it is water conservation month and the city is offering a \$10 water bill credit for those who use any of the home water check-up kits during the month of April.

Councilmember Shimoni reported that there are upcoming Rio de Flag meetings. He thanked Economic Vitality Director Heidi Hansen and the film crew at Moonshot for the NAU Gives Day video.

Mayor Deasy stated that it is water conservation month and he is participating in the Mayor's Water Challenge. He encouraged everyone to sign up at www.mywaterpledge.com and pledge to conserve water this month. He noted that he is also looking forward to the upcoming meetings about the Rio de Flag project. Lastly, he reported that KN95 masks have been distributed widely across the community.

17. ADJOURNMENT

The Regular Meeting of the Flagstaff City Council held April 6, 2021, adjourned at 7:56 p.m.

MAYOR

ATTEST:

CITY CLERK

CERTIFICATION

I, STACY SALTZBURG, do hereby certify that I am the City Clerk of the City of Flagstaff, County of Coconino, State of Arizona, and that the above Minutes are a true and correct summary of the Meeting of the Council of the City of Flagstaff held on April 6, 2021. I further certify that the Meeting was duly called and held and that a quorum was present.

DATED this 7th day of September, 2021.

CITY CLERK